

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Alan Welsh Sinclair Confirmation No.: 9883
Application No.: 10/749,189 Group Art Unit: 2187
Filing Date: December 30, 2003 Examiner: Peugh, Brian R.
For: Adaptive Metablocks Attorney Docket No.: 250543-33700

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Non-Compliant Amendment dated October 19, 2007 received in the above-referenced matter. In the Notice, the amendments to the claims made in the Response to Office Action and Amendment filed September 26, 2007 were not entered because the proper claim status identifiers were not provided. According to the Official Gazette Notice dated July 5, 2005 entitled Acceptance of Certain Non-Compliant Amendments Under 37 CFR 1.121(c), (See <http://www.uspto.gov/web/offices/com/sol/og/2005/week27/patamnd.htm>), the acceptable claim identifiers were broadened to include those used in the Amendment dated September 26, 2007.

However, the attached listing of the claims, which begins on page 3 of this paper, now includes the claim identifiers as listed in the Notice of Non-Compliant Amendment. It is respectfully requested that the Response to Office Action and Amendment filed on September 26, 2007 be considered and entered into record.

No fee is believed to be due for the filing of this amendment. Please charge any required fees to Winston & Strawn LLP deposit account 50-1814.

Respectfully submitted,

Date

10/29/07

Peter Gallagher

Peter A. Gallagher, Reg. No. 47,584
on behalf of Allan A. Fanucci, Reg. No. 30,256

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